

REMARKS/ARGUMENTS

In the Office Action dated February 2, 2010, claims 1-12 were not substantively examined, but instead were subjected to a restriction/election requirement. In response, applicant has elected the species illustrated by the embodiment of Fig. 2, and has identified original claims 1-3, amended claims 4-7, and original claims 8-11 as reading on the elected species. Claim 12 has been cancelled. In view of the above election and following comments, reconsideration of claims 1-11 on the merits is herein requested.

In the Office Action, the Examiner indicated that applicant was required to elect a single species between Figs. 1 and 2, and then identify the claims readable on the elected species. The Examiner believed claims 8-12 corresponded with species 1 of Fig. 1 and claims 1-7 and 12 corresponded with species 2 of Fig. 2. The Examiner believed that no claim was generic.

First, it appears that the Preliminary Amendment dated August 11, 2006 which accompanied the filing of the present patent application was apparently not entered by the USPTO. These amendments correspond with the Article 19 Amendments previously made in the PCT application. In that Preliminary Amendment of August 11, 2006 applicant amended claims 6 and 7 and canceled claim 12 as well as provided an Abstract of the Disclosure as new page 10 of the specification and made of record the claim to priority on page 1 of the specification. The amendments to the claims were made to eliminate their multiple dependency and to bring these claims into proper format for US prosecution. Therefore, since it appears that these amendments were not entered by the USPTO, applicant is herein presenting the same amendments to the claims with some minor additional amendments. More specifically, claims 4 and 5 have been amended via the present response to provide proper antecedent basis for "said locating means" in claim 1. In addition, claims 6 and 7 have been amended to eliminate multiple dependencies. Finally, claim 12 has been canceled as the subject matter of original claim 12 is improper under US practice. Accordingly, applicant requests the Examiner enter the enclosed amendments to the claims.

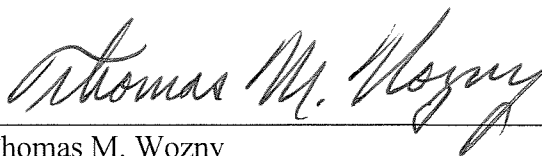
With regard to the restriction/election requirement, applicant believes all of claims 1-11, presented in the instant response, read on the elected species of Fig. 2. More specifically, the Examiner

will see that the embodiment of Fig. 2 is different from the embodiment of Fig. 1 via the addition of stiffening tabs 62 and 70 as well as the suspension means defined by hanging tabs 63 and 71 and hanging apertures 64 and 72, respectively. These two features are not specifically disclosed and/or illustrated with respect to the embodiment of Fig. 1. However, all other features appear to be common to both embodiments including the "securing means" for retaining the lateral portions 12, 13, the front and rear portions 11 and 20, the top closure portion 17, the apertures 31, the handle receiving opening 25 and the closure means 27, 30. These same elements can be found in the embodiment of Fig. 2 as left and right closure leaves 57 and 65, front and rear walls 42 and 46, top wall 52, apertures 74 and closure means 48, 56. Thus, applicant believes the "securing means" of claim 8 and the "suspension means" of claim 1 are both described and illustrated with respect to the embodiment of Fig. 2. As such, applicant believes all of claims 1-11 read on the elected embodiment of Fig. 2.

Applicant herein requests examination on the merits of claims 1-11.

Respectfully submitted,

ANDRUS, SCEALES, STARKE & SAWALL, LLP

A handwritten signature in cursive script, reading "Thomas M. Wozny". The signature is written in dark ink and is positioned above a horizontal line.

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